UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON

| DAKKELL KING, |) |
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| Plaintiff |) NO. 09-792 RSL |
| vs. M/V DYNASTY, her tackles, Appurtenances, cargo, IN REM, and Her owner and operators, AMERICAN SEAFOODS CO., IN | MOTION AND DELCARATION TO REOPEN CASE AND TO REAFFIRM PREVIOUS CASE SCHEDULE |
| PERSONUM | Clerks Action Required |
| |) Motion date for Friday, March 26th |
| Defendant | |

COMES NOW,

The Plaintiff above named and moves this court for an order to have the clerk reopen the above entitled case by the clerk and to reestablish the same case schedule by reason of the accompanying declaration of counsel.

Horton Smith Attorney for Plaintiff

Horton Smith, being first duly sworn on oath makes the following declaration in support of a motion for an order to reinstate the above entitled case by reason of the fact that plaintiff's coursel has complied in full with the prior order of this court to furnish discovery requests by this court by the deadline established therein in such order.

Horton Smith